IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.17412 of 2008
MD. SHAKIL
Versus
THE STATE OF BIHAR

4/ 16/12/2008. Heard learned counsel for the petitioner and learned counsel for the State as also for O.P. No.2.

The petitioner is the husband of the complainant apprehends arrest in a complaint case under Sections- 498A of I.P.C. and 3/4 of D.P. Act.

It appears that no further developments have taken place in pursuance of the order dated 7.11.2008 for revival of matrimonial harmony, nonetheless, counsels for the parties are unanimous with regard to the same.

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In the facts and circumstances of the present case and in absence of any positive steps by the petitioner in pursuance of the aforesaid order, this Court considers it proper to direct that the petitioner above named surrender before the court below within four weeks when he shall be enlarged on anticipatory bail for a period of three months only upon furnishing the bail-bonds of Rs.10,000/- (ten thousand) along with two sureties of the like amount each to the satisfaction of Sub-divisional Judicial Magistrate, Katihar in connection with Complaint Case No.C.A.2235/07.

On the date that he furnishes his bail-bonds notice shall be issued to the complainant seeking her response. Based on subsequent developments during this period of six months, if the petitioner appears physically and surrenders to the jurisdiction of the court below, his application for regular bail shall be considered in light of the subsequent developments and the attitude of the parties to be assessed by the court below, without being inhibited by the limited grant of anticipatory bail by this Court.

KC **(Navin Sinha, J.)**

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